

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Pascal Paganon et al.

Appln. No.: 10/598,101

Filed: April 9, 2008

Title: ATRAUMATIC SURGICAL BAND

Confirmation No.: 1036

Group Art Unit: 3731

Examiner: Not Yet Assigned

Atty. Docket No.: 148821.00007

Customer No.: 25207

Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**SECOND REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

Two errors had been identified on the original Filing Receipt received in this office for the above-referenced matter. The Patent Office issued a Corrected Filing Receipt which still had an error in the city of residence for the second-named inventor, Jean-Paul Gilbert Ricol.

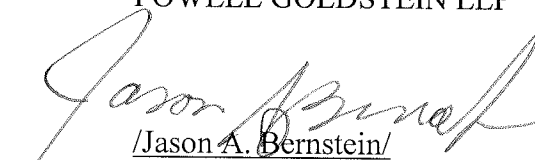
The city of residence for the second-named inventor should be identified as **Saint Germaine sur l'Arbresle** in the "Applicant(s)" section of the Filing Receipt. A marked-up copy of the Filing Receipt is included for your reference. Also provided is a copy of the Declaration signed by the inventors providing the city of residence for Jean-Paul Gilbert Ricol.

Applicant respectfully requests correction of "Applicant(s)" as shown on the enclosed marked-up copy of the Corrected Filing Receipt and requests issuance of another Corrected Filing Receipt.

Thank you for your assistance.

Respectfully submitted,

POWELL GOLDSTEIN LLP

  
/Jason A. Bernstein/  
Jason A. Bernstein  
Reg. No. 31,236

One Atlantic Center, Fourteenth Floor  
1201 West Peachtree Street, NW  
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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLAIMS	IND CLAIMS
10/598,101	04/09/2008	3731	670	148821.00007	21	2

CONFIRMATION NO. 1036

CORRECTED FILING RECEIPT



0000000031270656

25207  
POWELL GOLDSTEIN LLP  
ONE ATLANTIC CENTER FOURTEENTH FLOOR  
1201 WEST PEACHTREE STREET NW  
ATLANTA, GA 30309-3488

Date Mailed: 07/30/2008

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Applicant(s)

Pascal Paganon, Serezin du Rhone, FRANCE;  
Jean-Paul Gilbert Ricol, Saint Germaine sur [L'Arbresle] FRANCE;

Assignment For Published Patent Application

COMPAGNIE EUROPEENNE D'ETUDE ET DE RECHERCHE DE DISPOSITIFS POUR  
L'IMPLANTATION PAR LAPAROSCOPIE

Power of Attorney: The patent practitioners associated with Customer Number 25207

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/FR2005/000387 02/18/2005

Foreign Applications

FRANCE 0401684 02/19/2004

If Required, Foreign Filing License Granted: 06/20/2008

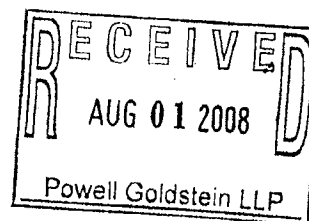
The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/598,101**

Projected Publication Date: 10/02/2008

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*



**Title**

Atraumatic Surgical Band

**Preliminary Class**

606

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>		Attorney Docket Number	148821.00007
		First Named Inventor	PAGANON, Pascal
COMPLETE IF KNOWN			
		Application Number	10/598,101
		Filing Date	August 17, 2006
		Art Unit	TBA
		Examiner Name	TBA

☐ Declaration Submitted With Initial Filing
 OR
☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**ATRAUMATIC SURGICAL BAND**

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) 02/18/2005 as United States Application Number or PCT International Application Number PCT/FR2005/000387 and was amended on (MM/DD/YYYY) 08/17/2006 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

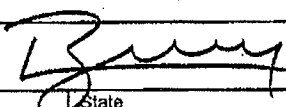
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
0401684	FR	02/19/2004	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

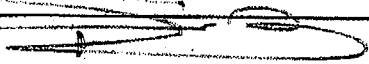
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**DECLARATION — Utility or Design Patent Application**

Direct all correspondence to:		<input checked="" type="checkbox"/> The address associated with Customer Number:	25207	OR	<input type="checkbox"/> Correspondence address below
Name Jason A. Bernstein					
Address Powell Goldstein LLP, One Atlantic Center, 14th Floor, 1201 West Peachtree Street, NW					
City Atlanta		State Georgia		ZIP 30309-3488	
Country United States		Telephone 404-572-6900		Email jbernstein@pogolaw.com	
<p align="center"><b>WARNING:</b></p> <p>Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>					
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any)) PASCAL			Family Name or Surname PAGANON		
Inventor's Signature 				Date 30/03/07	
Residence: City Serezin du Rhone	State	Country France	Citizenship French		
Mailing Address Residence des Hautes Terres 12, rue des Carrières					
City Serezin du Rhone	State	Zip 69360	Country France		
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the 1 supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.					

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<b>DECLARATION</b>	<b>ADDITIONAL INVENTOR(S)</b> Supplemental Sheet
Page <u>1</u> of <u>1</u>	

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
JEAN-PAUL GILBERT		RICOL	
Inventor's Signature 		Date <u>02/04/07</u>	
Saint Germain sur l'Arbresle Residence: City	State	France Country	French Citizenship
Hameau Le Gray			
Mailing Address			
Saint Germain sur l'Arbresle City	State	69210 Zip	France Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	Zip	Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	Zip	Country

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.